

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
CHARLES DAVIDSON and BERNARD :
SAMSON, on Behalf of Themselves :
and All Others Similarly Situated :
:
Plaintiffs, : 05-CIV-0289 (KMW)
:
-against- : ORDER OF DISMISSAL
:
BRUCE W. CALVERT, et al., :
:
Defendants. :
:
-----x

The Court having been advised that all claims asserted
herein have been settled, it is

ORDERED, that the above-entitled action be, and hereby
is, dismissed with prejudice but without costs; provided however,
that if the settlement is not consummated within ninety days of
this order, either party may apply by letter within the ninety-
day period for restoration of the action to the calendar of the
undersigned, in which event the action will be restored. Any
pending motions are moot.

Kimba M. Wood
Kimba M. Wood
United States District Judge

Dated: New York, New York
April 11, 2005